IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2002 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE A.L.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

BARIA BALUBHAI VICHHIYABHAI KOLI

Versus

STATE OF GUJARAT

Appearance:

MR UM SHASTRI for Petitioner

MR LR POOJARI, AGP, for respondents

CORAM : MR.JUSTICE A.L.DAVE

Date of decision: 04/04/2001

ORAL JUDGEMENT

1. Rule. Mr. Poojari, learned Assistant Government Pleader, appears and waives service of notice of Rule.

2. The petitioner claims to be in possession of land since 1960-61. The petitioner relies on orders passed in similar matter by this Court, copy of which is produced

on record.

3. Learned Assistant Government Pleader does not object to the direction as given in order dated the 27th March, 2000, by this Court (Coram: M.C. Patel, J.) in Special Civil Application No.1451 of 2000. Hence, following directions :-

> "The petitioner will make representation/ application to the concerned Collector for the purpose of granting benefit in accordance with the policy of the State Government. As and when such representation/application is made, the same shall be decided in accordance with law after hearing the petitioner. The petitioner will make necessary representation/application as aforesaid within a period of two months from the date of receipt of such representation/application. Until such decision is taken and communicated to the petitioner, status quo with regard to possession will be maintained."

4. Subject to aforesaid observations and directions, this petition is disposed of. Rule is made absolute to the aforesaid extent. No costs.

5. Direct service is permitted.

[A.L. DAVE, J.]

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